

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date: July 24, 2003

In re Application of:
JAY E. GEROW

Filed : July 24, 2003

For : METHOD, APPARATUS AND GAMING SET FOR USE
IN A PROGRESSIVE GAME

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.56

Pursuant to Applicant's duty of disclosure required under 37 C.F.R. § 1.56, Applicant is submitting the enclosed, completed PTO forms 1449 as required by 37 C.F.R. § 1.97 and 1.98. The filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicant respectfully requests that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

This Information Disclosure Statement includes 4 pages of PTO-1449 forms; however, it does not include copies of the references listed on the forms, as permitted under 37 C.F.R. § 1.98(d), because copies already were

provided in an earlier U.S. application (Serial No. 10/003,679, now U.S. Patent No. 6,599,187), or a priority application thereto, that is relied on here for an earlier effective filing date under 35 U.S.C. § 120.

For each foreign document for which there is no translation, a concise statement of relevance or an English language abstract is already of record in the previously cited patent and applications identified above.

Please contact the undersigned with any questions or comments regarding this Information Disclosure Statement.

Respectfully submitted,

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FORM PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION		DOCKET NUMBER ZDI 301E	APPLICATION NUMBER
		APPLICANT JAY E. GEROW	
		FILING DATE July 24, 2003	GROUP ART UNIT

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	3,900,219	8/19/1975	D'Amato et al.			
	4,191,376	3/4/1980	Goldman et al.			
	4,323,770	4/6/1982	Dieulot et al.			
	4,373,726	2/15/1983	Churchill et al.			
	4,669,729	6/2/1987	Solitt et al.			
	4,689,742	8/25/1987	Troy et al.			
	4,725,079	2/16/1988	Koza et al.			
	4,740,016	4/26/1988	Konecny et al.			
	4,764,666	8/16/1988	Bergeron			
	4,817,949	4/4/1989	Bachman et al.			
	4,832,341	5/23/1989	Muller et al.			
	4,839,507	6/13/1989	May			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES	NO
	59-178573	10/9/1984	Japan				X
	2 232 358 A	12/12/1990	Great Britain			X	

OTHER DOCUMENTS

	"Tab Force" brochure, Infinity Group, Inc., Albuquerque, New Mexico, Date Unknown.
	Betty Boop Round Top Designs, Bally Gaming Systems, Date Unknown.

EXAMINER	DATE CONSIDERED
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	4,842,278	6/27/1989	Markowicz			
	4,880,964	11/14/1989	Donahue			
	4,943,090	7/24/1990	Fienberg			
	4,982,337	1/1/1991	Burr et al.			
	5,007,641	4/16/1991	Seidman			
	5,039,848	8/13/1991	Stoken			
	5,046,737	9/10/1991	Fienberg			
	5,129,652	7/14/1992	Wilkinson			
	5,290,033	3/1/1994	Bittner et al.			
	5,324,035	6/28/1994	Morris et al.			
	5,344,144	9/6/1994	Canon			
	5,346,258	9/13/1994	Behm et al.			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES	NO

OTHER DOCUMENTS

		<i>Third Amendment to the Tribal/State Compact for Class III Gaming Between the Nooksack Indian Tribe and the State of Washington (2 pages), Appendix X (46 pages) and Trbial – State Compact for Class III Gaming Between the Nooksack Indian Tribe and the State of Washington (pages 4-7), dated October 28, 1991</i>
		Bally Gaming Slots, 1996-1998, 23 pages.

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL DATE IF APPROP.
	5,348,299	9/20/1994	Clapper, Jr.			
	5,377,975	1/3/1995	Clapper, Jr.			
	5,407,199	4/18/1995	Gumina			
	5,407,200	4/18/1995	Zalabak			
	5,475,205	12/12/1995	Behm et al.			
	5,487,544	1/30/1996	Clapper, Jr.			
	5,536,008	7/16/1996	Clapper, Jr.			
	5,536,016	7/16/1996	Thompson			
	5,580,311	12/3/1996	Haste, III			
	5,595,538	1/21/1997	Haste, III			
	5,647,592	7/15/1997	Gerow			
	5,657,899	8/19/1997	Stoken			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO

OTHER DOCUMENTS

		Protest Under 37 C.F.R. 1.1291(a) with Exhibits, 1996-1997.
		<i>The Future of the Scratch Ticket is Here</i> brochure, Oasis Technologies, Inc., 1997.
		Oasis ITVM Fact Sheet, 2 pages, 1997.
		Oasis Lottery Game Center System, 1 page, 1997.

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	5,657,991	8/19/1997	Camarato			
	5,682,819	11/4/1997	Beaty			
	5,704,835	1/6/1998	Dietz, II			
	5,735,432	4/7/1998	Stoken et al.			
	5,915,588	6/29/1999	Stoken et al.			
	5,927,541	7/27/1999	Stoken et al.			
	5,949,042	9/7/1999	Dietz, II et al.			
	6,309,298	10/30/2001	Gerow			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES	NO

OTHER DOCUMENTS

	Oasis Technologies, Inc. Company Profile, 9 pages, 1997.
	Bally Gaming, The World's Game Maker brochure, 1998.
	Game Maker Slant-7200 product specification sheet, 1998.
	ProSlant 6000 product specification sheet, 1999.
	In a Class By Itself an Instant Ticket Validation System brochure, Infinity Group, Inc.

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